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AMENDMENTS TO LB 247

1 1. Strike the original sections and insert the following
2 new sections:

3 "Section 1. Section 75-133, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 75-133. Whenever the commission has reason to believe
6 that any motor carrier, regulated motor carrier, ~~or~~ other common or
7 contract carrier as described in section 75-109, competitive
8 natural gas provider as defined in section 66-1848, or
9 jurisdictional utility as defined in section 66-1802 is in neglect
10 or violation of Chapter 75 or 86, it is a statute or rule or
11 regulation under the jurisdiction of the commission, the commission
12 shall at once institute an investigation and fix a time and place
13 for hearing thereon, upon its own motion, and shall make any order
14 as it deems just and reasonable, including, but not limited to, an
15 order that the carrier cease and desist from continuing such
16 neglect or violation made effective on the date of entry of the
17 order by the commission an order revoking, suspending, or modifying
18 the certificate of public convenience and necessity, permit,
19 registration, license, or other authority granted by the commission
20 or a cease and desist order.

21 Sec. 2. Section 75-134, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 75-134. (1) A commission order entered after a hearing
24 shall be written and shall recite (a) a discussion of the facts of

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1 a basic or underlying nature, (b) the ultimate facts, and (c) the
2 commission's reasoning or other authority relied upon by the
3 commission.

4 (2) Every order of the commission shall become effective
5 ten days after the date of the mailing of a copy of the order to
6 the parties of record except (a) when the commission prescribes a
7 later effective date, (b) as otherwise provided in section 75-121
8 or 75-139, (c) ~~as otherwise provided~~ for cease and desist orders
9 issued pursuant to section 75-133 which shall become effective on
10 the date of entry, or (d) for orders entered pursuant to section
11 75-319 which shall ~~be~~ become effective on the date of entry.

12 (3) Except as otherwise provided in this section or for
13 rate orders provided for in section 75-139, any appeal of a
14 commission order shall not stay enforcement of such order unless
15 otherwise ordered under subsection (3) of section 84-917.

16 Sec. 3. Original sections 75-133 and 75-134, Reissue
17 Revised Statutes of Nebraska, are repealed.".